



RECEIVED

JAN 09 2004
TECHNOLOGY CENTER R3700

ATTORNEY DOCKET NO. 19141.0035U3
PATENT
Page 1 of 2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)	
)	
Samuels <i>et al.</i>)	Group Art Unit: 3742
)	
Application No. 10/018,001)	Examiner: Kremer, Matthew J.
)	
Filed: December 11, 2001)	Confirmation No. 7089
)	
For: "ALIGNMENT DEVICE AND METHODS FOR)	
FLUID EXTRACTION FROM TISSUE AND)	
SUBSTANCE DELIVERY")	

Hg
Sh
1-15-4

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

MAIL STOP FEE AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NEEDLE & ROSENBERG, P.C.
Customer Number 23859

December 23, 2003

Sir:

In response to the election of species requirement mailed September 24, 2003, Applicants elect, with traverse, the following species in the event no generic claim is finally held to be allowable.

First Collection: Species A, shown in Fig. 1B (claims 2-5, 17-20, 24-28, 33-40, and 42).

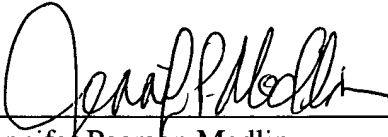
Second Collection: Species III, Figs. 4A-E (claims 2-5 and 9).

Regarding the remarks concerning the Oath/Declaration, Applicants respectfully submit that the Declaration submitted complies with the requirements of 37 C.F.R. § 1.63. There is no requirement that every inventor be listed on the same page of the Declaration or that every inventor sign the same copy of a Declaration, as the Action seems to suggest. Accordingly, Applicants submit that the Substitute Declaration is sufficient and respectfully request that the inventorship be corrected.

A Credit Card Payment Authorization Form PTO-2038 authorizing payment in the amount of \$420.00 for the fee for a large entity under 37 C.F.R. § 1.17(a)(2) and, and a Request for a Two-Month Extension-Of-Time are enclosed. This amount is believed to be correct; however, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0629.

Respectfully submitted,

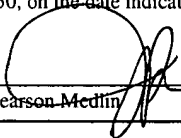
NEEDLE & ROSENBERG, P.C.


Jennifer Pearson Medlin
Registration No. 41,385

NEEDLE & ROSENBERG, P.C.
Customer Number 23859
(678) 420-9300
(678) 420-9301 (fax)

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence, including any items indicated as attached or included, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.


Jennifer Pearson Medlin

December 22, 2003
Date